

6509478438

SWERNOFSKY LAW GROUP

12/13/02

### SWERNUFSKY Law Group PC

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## **Facsimile Cover Sheet**

Date:

November 11, 2002

Total Pages (incl. cover):

To:

United States Patent and Trademark Office

Art Unit 3629

Fax #:

(703) 872-9326

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01 FC:1051 02 FC:1001

From:

Steven A. Swemofsky

Reg. No. 33,040

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15/15/5005 Drindsey 00000001 500365

00 FC:

Re:

US Patent Application Serial No. 09/411,683

Our Reference: 108.1001.02

Dear Sirs:

This facsimile transmission concerns the following United States Patent Application:

Serial No.: 09/411,683 Art Unit No.: 3629

Filing Date: June 3, 2000 (as stated incorrectly on updated filing receipt)

October 4, 1999 (as stated correctly on original filing receipt)

Examiner: Thomas A. Dixon

Title: Interactive Mortgage and Loan Information and Real-Time Trading System

Confirmation No.: 8674

Attached to this cover sheet are the following documents for filing in connection with the application:

1. Request to Excuse Error in Small Entity Status under 37 CFR 1.28 (c)

2. Credit Card Authorization Form PTO-2038

**FAX RECEIVED** 

Respectfully Submitted,

Steven A. Swemofsky

NOV 1 1 2002

**GROUP 3600** 

### CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax. No. (703) 872-9326, on November 11, 2002. Typed or printed name of person signing this certificate: John Fleming Signature:

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Reg. No. 33,040

108.1001.02

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Steven K. FRASER et al.

Serial No.:

09/411,683

Filed:

June 3, 2000 (as stated incorrectly on the updated

filing receipt)

October 4, 1999 (correct

filing date)

For: Interactive Mortgage and Loan Information and Real-Time Trading

System

Art Unit: 3629

Examiner: Thomas A. DIXON

Telephone No.:

(703) 305-4645

Confirmation No.:

8674

Attorney Docket No: 108.1001.02

# Official

#### CERTIFICATE OF TRANSMISSION

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Typed or printed name of person signing this certificate:

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NOV 1 1 2002

**GROUP 3600** 

# <u>REQUEST TO EXCUSE ERROR IN S</u>MALL ENTIT<u>Y STATUS</u> <u>UNDER 37</u> CFR 1.28(c)

Honorable Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

This is a request to excuse an error in small entity status under 37 CFR 1.28(c)? It is also a notification of loss of status under 37 CFR 1.28(d).

An erroneous payment of fees as a small entity was made in good faith 500

December 27, 1999. In reviewing this payment, please note that the filing date of June 3, 2000.

justment date: 12/12/2002 DLINDSEY 00000143 500365 11/20AH 000S/2010 380.00 CR

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108.1001.02

that is listed on the updated filing receipt mailed on March 12, 2002, is incorrect. The correct filing date is October 4, 1999, as listed on the original filing receipt dated October 25, 1999. Thus the payment came after the filing of the application, not before. A request to correct the updated filing receipt has been submitted to the Office of Initial Patent Examination's Filing Receipt Corrections.

The total deficiency owed as a result of the error in small entity status is \$445.00. Credit Card Payment Form PTO-2038, authorizing a charge of \$445.00 against a credit card, is attached. In addition, the United States Patent and Trademark Office is hereby authorized to charge any deficiency or credit any excess in fee payment to deposit account 50-0365.

Here is an itemization of the deficiency payment:

Fee Involved	Current Fee for Non- Small Entity	Small Entity Fee Paid	Date of Payment	Deficiency Owed for Each Fee Paid
37 CFR 1.16(a) Basic filing fee— Utility	\$740.00	\$380.00	12/27/1999	\$380.00
37 CFR 1.16(e) Surcharge—Late filing fee or declaration	\$130.00	\$65.00	12/27/1999	<b>\$65.00</b>

Total Deficiency Owed

\$445.00

Respectfully Submitted,

Dated: November 11, 2002

Steven A. Swernofsk Reg. No. 33,040

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